

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

RE: DETERMINING ELIGIBILITY FOR WAIVER OF FEES, COSTS OR SECURITY IN CIVIL CASES FOR THE YEAR 2022

WHEREAS, the West Virginia Legislature, in enacting and amending W.Va. Code§ 59-2-1, has provided that the Supreme Court of Appeals or its Chief Justice shall establish and periodically review and update financial guidelines for determining the eligibility of civil litigants to proceed *in forma pauperis*; and

WHEREAS, the Supreme Court of Appeals adopted Rule 77(e) of the West Virginia Rules of Civil Procedure and Rule 22 of the Rules of Civil Procedure for the Magistrate Courts of West Virginia in accordance with W.Va. Code§ 59-2-1; and

WHEREAS, an administrative order of this Court entered March 23, 2011, provides that the financial guidelines for determining the eligibility of civil litigants to proceed *in forma pauperis* shall be set based on 150 percent of the federal poverty guidelines in effect on January 1st of each year, and ordered the Administrative Director to update the financial guidelines on an annual basis for the Court's consideration.

IT IS ORDERED that the financial guidelines attached to this order and incorporated by reference in this order shall be in effect from January 1, 2022, until the date of entry of a subsequent order determining eligibility for waiver of fees, costs, or securities, or until such time as otherwise directed by further administrative order of the Chief Justice.

IT IS ORDERED that the Administrative Director of the Supreme Court of Appeals of West Virginia is to update the financial guidelines on an annual basis for the Court's consideration.

DATED: November 10 v.2021



A handwritten signature in blue ink, appearing to read "E. H. Jenkins", written over a horizontal line.

EVAN H. JENKINS
Chief Justice

A handwritten signature in blue ink, appearing to read "Edythe Nash Gaiser", written over a horizontal line.
Edythe Nash Gaiser, Clerk of Court